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PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
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| TRANSMITTAL FORM | Applicati n Number | 10/034,826 |
|---|---|---|
| *(to be used for all correspondence after initial filing)* | Filing Dat | December 28, 2001 |
| | First Named Inventor | Garrett Holmes, et al. |
| | Group Art Unit | 2832 |
| | Examiner Name | (To Be Assigned) |
| Total Number of Pages In This Submission | Attorney Docket Number | DKT 00054A (BWI-00055) |

## ENCLOSURES *(check all that apply)*

☒ Fee Transmittal Form

   ☐ Fee Attached

☐ Amendment / Response

   ☐ After Final

   ☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☒ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers *(for an Application)*

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group *(Appeal Notice, Brief, Reply Brief)*

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) *(please identify below):*

   **Signed Declaration & Power of Attorney**

   **Copy of Notice to File Missing Parts of Nonprovisional App.**

   **Return Receipt Postcard**

**Remarks**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| Firm or Individual name | Philip R. Warn - Reg No. 32775 |
|---|---|
| Signature | |
| Date | April 1, 2002 |

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: | April 1, 2002
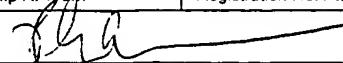
| Typed or printed name | Philip R. Warn - Reg. No. 32775 | | |
|---|---|---|---|
| Signature | | Date | April 1, 2002 |

Please type a plus sign (+) inside this box → ⊞

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PATENT & TRADEMARK OFFICE

PTO/SB/17 (10-01)
Appro r use through 10/31/2002. OMB 0651-0032
U.S. Patent and Tradem ice: U.S. DEPARTMENT OF COMMERCE
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# FEE TRANSMITTAL
## for FY 2002
COPY OF PAPERS ORIGINALLY FILED

*Pat ees are subject to annual revision*

**TOTAL AMOUNT OF PAYMENT** ($) 130

| Complete If Known | |
|---|---|
| Application Number | 10/034,826 |
| Filing Date | December 28, 2001 |
| First Named Inventor | Garrett Holmes, et al. |
| Examiner Name | (To Be Assigned) |
| Group / Art Unit | 2832 |
| Attorney Docket No. | DKT 00054A (BWI-00055) |

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number: 023182

Deposit Account Name: BorgWarner Inc.

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check  ☐ Credit card  ☐ Money Order  ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity Fee Code | Entity Fee ($) | Small Entity Fee Code | Entity Fee ($) | Fee Description | Fee Paid |
|---|---|---|---|---|---|
| 101 | 740 | 201 | 370 | Utility filing fee | |
| 106 | 330 | 206 | 165 | Design filing fee | |
| 107 | 510 | 207 | 255 | Plant filing fee | |
| 108 | 740 | 208 | 370 | Reissue filing fee | |
| 114 | 160 | 214 | 80 | Provisional filling fee | |

SUBTOTAL (1) ($) 0

### 2. EXTRA CLAIM FEES

| | Extra Claims | | Fee from below | | Fee Paid |
|---|---|---|---|---|---|
| Total Claims | - ** = | 0 | X | = | 0 |
| Independent Claims | - ** = | 0 | X | = | 0 |
| Multiple Dependent | | | X | = | 0 |

| Large Entity Fee Code | Entity Fee ($) | Small Entity Fee Code | Entity Fee ($) | Fee Description |
|---|---|---|---|---|
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 84 | 202 | 42 | Independent claims in excess of 3 |
| 104 | 280 | 204 | 140 | Multiple dependent claim, if not paid |
| 109 | 84 | 209 | 42 | ** Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) ($) 0

**or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Fee Code | Large Entity Fee ($) | Fee Code | Small Entity Fee ($) | Fee Description | Fee Paid |
|---|---|---|---|---|---|
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | 130.00 |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 400 | 216 | 200 | Extension for reply within second month | |
| 117 | 920 | 217 | 460 | Extension for reply within third month | |
| 118 | 1,440 | 218 | 720 | Extension for reply within fourth month | |
| 128 | 1,960 | 228 | 980 | Extension for reply within fifth month | |
| 119 | 320 | 219 | 160 | Notice of Appeal | |
| 120 | 320 | 220 | 160 | Filing a brief in support of an appeal | |
| 121 | 280 | 221 | 140 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive – unavoidable | |
| 141 | 1,280 | 241 | 640 | Petition to revive – unintentional | |
| 142 | 1,280 | 242 | 640 | Utility issue fee (or reissue) | |
| 143 | 460 | 243 | 230 | Design issue fee | |
| 144 | 620 | 244 | 310 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17 (q) | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 740 | 246 | 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 740 | 249 | 370 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 740 | 279 | 370 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid  SUBTOTAL (3) ($) 130

## SUBMITTED BY

| | | | | Complete (if applicable) | |
|---|---|---|---|---|---|
| Name (Print/Type) | Philip R. Warn | Registration No. Attorney/Agent) 32775 | | Telephone | (248) 364-4300 |
| Signature | | | | Date | April 1, 2002 |

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|---|---|---|---|
| 10/034,826 | 12/28/2001 | Garrett Holmes | DKT 00054A |

**CONFIRMATION NO. 1464**

**FORMALITIES LETTER**

*OC000000007405813*

Paten Docket Administrator
BorgWarner Inc.
3001 West Big Beaver Rd. - Suite 200
P.O. Box 5060
Troy, MI 48007-5060

Date Mailed: 02/01/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

### FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of $130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is $ 130.**

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY